

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

ROBERT LEE MORRIS,)	
)	
Appellant,)	
)	
v.)	Case No. 2D03-5247
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed November 16, 2005.

Appeal from the Circuit Court for Pasco
County; Daniel D. Diskey and Stanley
R. Mills, Judges.

James Marion Moorman, Public
Defender, and Tosha Cohen,
Assistant Public Defender,
Bartow, for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and C. Suzanne Bechard,
Assistant Attorney General, Tampa,
for Appellee.

STRINGER, Judge.

Robert Lee Morris seeks review of his judgment and sentence for lewd
and lascivious molestation. We affirm his conviction without comment but reverse and
remand for the trial court to enter an amended judgment and sentence in accordance

with its timely ruling on Morris' motion to correct sentencing error, which was filed pursuant to Florida Rule of Criminal Procedure 3.800(b)(2). See Diaz v. State, 901 So. 2d 310, 311 (Fla. 2d DCA 2005); Weinheimer v. State, 829 So. 2d 338, 338 (Fla. 2d DCA 2002).

Affirmed in part; reversed in part; and remanded.

WHATLEY and SALCINES, JJ., Concur.